

# LAWS 7075 MEDIATION

**Credit Points** 10

**Coordinator** Miriam Ziegler ([https://directory.westernsydney.edu.au/search/name/Miriam Ziegler/](https://directory.westernsydney.edu.au/search/name/Miriam%20Ziegler/))

**Description** Mediation is an essential skill for law graduates. This subject will provide students the opportunity to develop mediation skills in a practical way that enhances their employability and professionalism. It will focus on the skills and theory of mediation, specifically in the context of the Australian legal system. Students will further develop the knowledge and skills introduced in Alternative Dispute Resolution (which is a prerequisite for this subject). This subject is experientially based, and students will engage in professional activities such as role-plays. The theory and practice of mediation will be critically considered, as will the social and legal contexts within which mediation is practised. The subject will adopt a multi-disciplinary approach and will consider issues of culture (including the perspectives of First Nations peoples), power, mediator neutrality and ethical dilemmas for the mediator.

**School** Law

**Discipline** Law, Not Elsewhere Classified.

**Student Contribution Band** HECS Band 4 10cp

Check your fees via the Fees ([https://www.westernsydney.edu.au/currentstudents/current\\_students/fees/](https://www.westernsydney.edu.au/currentstudents/current_students/fees/)) page.

**Level** Postgraduate Coursework Level 7 subject

**Pre-requisite(s)** LAWS 7044

**Incompatible Subjects** JUST 2013

**Restrictions**

Must be enrolled in the 2826 Juris Doctor program.

## Learning Outcomes

After successful completion of this subject, students will be able to:

1. Critically and independently analyse contemporary issues in mediation.
2. Effectively prepare for mediation by conducting pre-mediation processes
3. Independently conduct mediation, including an evaluation and in-depth analysis of the practical, procedural, ethical and legal issues
4. Communicate clearly and persuasively, referencing according to the Australian Guide to Legal Citation.
5. Demonstrate advanced oral communication skills.

## Subject Content

- Introduction to Mediation and Conflict Resolution
- Negotiation and Mediation Advocacy Skills
- Mediation Process
- Mediator Skills
- Assessment and Preparation for Mediation
- Legal and Ethical Issues in Mediation
- Current Trends in Mediation
- Mediation and First Nations peoples

## Assessment

The following table summarises the standard assessment tasks for this subject. Please note this is a guide only. Assessment tasks are regularly updated, where there is a difference your Learning Guide takes precedence.

Type	Length	Percent	Threshold	Individual/Group Task
Participation	Ongoing	10	N	Individual
Reflection	2,000 words in total	45	N	Individual
Professional Task	45 minutes	45	N	Individual

Prescribed Texts

Nadja Alexander and Laurence Boulle, *Mediation Skills and Techniques* 3rd ed (LexisNexis, 2019)

Teaching Periods

## Autumn (2024)

**Parramatta City - Macquarie St**

**On-site**

**Subject Contact** Miriam Ziegler ([https://directory.westernsydney.edu.au/search/name/Miriam Ziegler/](https://directory.westernsydney.edu.au/search/name/Miriam%20Ziegler/))

View timetable ([https://classregistration.westernsydney.edu.au/even/timetable/?subject\\_code=LAWS7075\\_24-AUT\\_PC\\_1#subjects](https://classregistration.westernsydney.edu.au/even/timetable/?subject_code=LAWS7075_24-AUT_PC_1#subjects))